



Practitioner's Docket No. 1026-017C2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Julie R. Bartholomew et al.

Serial No.: 10/716,317

Examiner: Unknown

Filed: 11/18/2003

For: APPARATUS AND METHOD FOR CUSTOM COSMETIC DISPENSER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants submit this statement in accordance with their duty of disclosure under 37 CFR 1.56 and 1.97-1.98. The submission made herewith is in no way intended as an admission that the cited items constitute material prior art or otherwise would render the claims unpatentable in any way. The submission also is in no way intended to substitute for the Examiner's own independent investigation.

A listing of the references on forms PTO/SB/08A and PTO/SB/08B are submitted herewith. Some copies of the references have not been provided due to their presence in the parent application. Applicants respectfully solicit the Examiner's consideration of the cited references and entry thereof into the record of this application.

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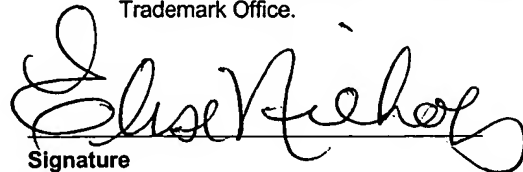
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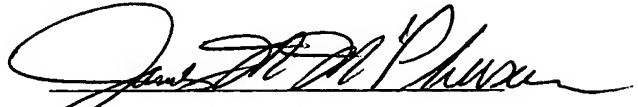
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known

Application Number	10/716,317
Filing Date	11/18/2003
First Named Inventor	Julie R. Bartholomew
Group Art Unit	
Examiner Name	
Attorney Docket Number	1026-017C2

Sheet 1 of 2



U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		6,198,536	B1	Baker	03/06/2001	
		6,056,158		Rossetti et al.	05/02/2000	
		6,021,362		Maggard et al.	02/01/2000	
		6,002,488		Berg et al.	12/14/1999	
		6,000,407		Galazin	12/14/1999	
		5,960,411		Hartman et al.	09/28/1999	
		5,945,112		Flynn et al.	08/31/1999	
		5,924,426		Galazin	07/20/1999	
		5,906,433		Mazzalveri	05/25/1999	
		5,860,809		Meehan	01/19/1999	
		5,904,421		Mazzalveri	05/18/1999	
		5,841,421		Cheetam et al.	11/24/1998	
		5,797,750		Gouriou et al.	08/25/1998	
		5,778,901		Abrahamian	07/14/1998	
		5,724,424		Gifford	03/03/1998	
		5,720,017		Cheetam et al.	02/17/1998	
		5,717,750		Adams, Jr. et al.	02/10/1998	
		5,715,314		Payne et al.	02/03/1998	
		5,687,322		Deaton et al.	11/11/1997	
		5,668,633		Cheetam et al.	09/16/1997	

FOREIGN PATENT DOCUMENTS

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		Office ³	Number ⁴	Kind Code ⁵ (if known)				
			WO 99/34905		Corob S.P.A.	07/15/1999		
			US01/09777		PCT	03/27/2001		
			JP 1166435		Bartholomew	01/10/2003		
			EP 3002418		Bartholomew	02/05/2003		
			WO 03/026458		Bartholomew	04/03/2003		
			WO95/05892		Unilever PLC	3/2/1995		
			EP 0871022		Unilever PLC	10/14/1998		

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<div style="text-align: center;">Substitute for form 1449/PTO</div> <div style="text-align: center; font-weight: bold; font-size: 1.2em;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</div> <div style="text-align: center; font-size: 0.8em;">(use as many sheets as necessary)</div>		<div style="text-align: center; font-weight: bold;">Complete if Known</div> <table border="1" style="width: 100%; border-collapse: collapse;"><tr><td style="width: 50%;">Application Number</td><td>10/716,317</td></tr><tr><td>Filing Date</td><td>11/18/2003</td></tr><tr><td>First Named Inventor</td><td>Julie R. Bartholomew</td></tr><tr><td>Group Art Unit</td><td></td></tr><tr><td>Examiner Name</td><td></td></tr><tr><td>Attorney Docket Number</td><td>1026-017C2</td></tr></table>		Application Number	10/716,317	Filing Date	11/18/2003	First Named Inventor	Julie R. Bartholomew	Group Art Unit		Examiner Name		Attorney Docket Number	1026-017C2
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		5,643,341		Hirsch et al.	07/01/1997	
		5,612,868		Off et al.	03/18/1997	
		5,566,693		Gunderman et al.	10/22/1996	
		5,562,109		Tobiason	10/08/1996	
		5,507,575		Rossetti	04/16/1996	
		5,478,238		Gourtou et al.	12/26/1995	
		5,313,267		MacFarlane et al.	05/17/1994	
		5,311,293		MacFarlane et al.	05/10/1994	
		4,705,083		Rossetti	11/10/1987	
		4,561,850		Fabbri et al.	12/31/1985	
		4,160,271		Grayson et al.	07/03/1979	
		2,417,677		Cohan	03/18/1947	
		2,393,371		Harris	01/22/1946	
		4,830,218		Shirkan	05/16/1989	
		D374,677		Hodson et al.	10/15/1996	
		4,871,262		Krauss et al.	10/03/1989	
		5,044,520		Moisan	09/03/1991	
		5,785,960		Rigg et al.	07/28/1998	
		5,862,947		Wiegner et al.	01/26/1999	

FOREIGN PATENT DOCUMENTS								
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet **1** of **3**

Complete if Known

Application Number	10/716,317
Filing Date	11/18/2003
First Named Inventor	Julie R. Bartholomew
Group Art Unit	3651
Examiner Name	
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		6,158,997		Post	12/12/2000	
		6,089,538		Shirkhan	07/18/2000	
		6,003,731		Post et al.	12/21/1999	
		5,992,691		Post et al.	11/30/1999	
		5,897,204		Dittmer et al.	04/27/1999	
		D401,246		Langeveld et al.	11/17/1998	
		5,785,510		Altieri, Jr. et al.	07/28/1998	
		5,711,601		Thomas et al.	01/27/1998	
		5,711,458		Langeveld et al.	01/27/1998	
		5,697,527		Altieri, Jr. et al.	12/16/1997	
		5,690,252		Oleksiewicz et al.	11/25/1997	
		5,647,411		Koppe et al.	07/15/1997	
		5,632,314		Koppe et al.	05/27/1997	
		5,524,656		Konarski et al.	06/11/1996	
		5,480,288		Hellenberg et al.	01/02/1996	
		5,407,100		Tracy et al.	04/18/1995	
		5,368,196		Hellenberg et al.	11/29/1994	
		5,361,812		Arneson et al.	11/08/1994	
		D349,506		Caruso et al.	08/09/1994	

FOREIGN PATENT DOCUMENTS

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Sheet **2** of **3**

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		Number	Kind Code ² (if known)			
		5,328,057		Hellenberg et al.	07/12/1994	
		D347,646		Mayberry	06/07/1994	
		D347,645		Miller	06/07/1994	
		5,310,257		Altieri, Jr. et al.	05/10/1994	
		5,305,917		Miller et al.	04/26/1994	
		5,268,849		Howlett et al.	12/07/1993	
		5,268,620		Hellenberg	12/07/1993	
		5,203,387		Howlett et al.	04/20/1993	
		5,197,802		Miller et al.	03/30/1993	
		5,193,720		Mayberry	03/16/1993	
		5,163,484		Howlett et al.	11/17/1992	
		5,137,367		Madonia et al.	08/11/1992	
		D327,895		Edstrom	07/14/1992	
		D327,695		Edstrom	07/07/1992	
		5,119,973		Miller et al.	06/09/1992	
		5,116,134		Edwards et al.	05/26/1992	
		5,083,591		Edwards et al.	01/28/1992	
		5,078,302		Hellenberg	01/07/1992	
		4,967,938		Hellenberg	11/06/1990	
		4,953,985		Miller	09/04/1990	

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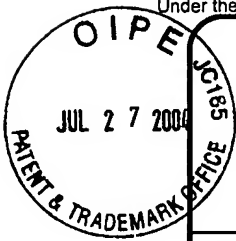
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		6,035,867		Barrick	03/14/2000	
		5,626,260		Waldner	05/1997	
		4,887,410		Gandini	12/1989	
		5,531,710		Dang et al.	07/1996	
		6,412,658		Bartholomew et al.	07/2002	
		6,270,273		Ohba	08/2001	
		6,186,686		Neuner et al.	02/2001	
		5,716,150		Gueret	02/1998	
		4,764,044		Konose	08/1988	
		6,264,786		Cromett	07/2001	
		5,982,501		Benz et al.	11/1999	
		5,356,041		Hellenberg	10/1994	
		5,163,010		Klein	11/1992	
		6,338,030		Senn et al.	01/2002	
		6,371,129		Le Bras-Brown et al.	04/2002	
		5,267,178		Berner	11/1993	
		2002/0010528		Bartholomew et al.	01/2002	
		2001/0047309		Bartholomew et al.	11/2001	
		2002/0179639		Bartholomew et al.	12/2002	

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			WO01/75586		IMX Labs, Inc.	10/11/2001		

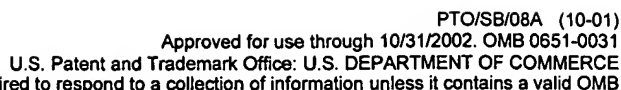
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		US- D96,564	08/13/1935	Simpkins	
		US- D192,180	02/06/1962	Hodgman	
		US- D322,542	12/24/1991	Fontlladosa	
		US- D393,150	04/07/1998	Swanston et al.	
		US- D306,808	03/27/1990	Thomas	
		US- 5,271,628	12/21/1993	Okada	
		US- 5,397,134	03/14/1995	Fishman et al.	
		US- 5,460,297	10/24/1995	Shannon et al.	
		US- D366,304	01/16/1996	Lewis	
		US- 5,549,372	08/27/1996	Lewis	
		US- 6,139,429	10/31/2000	Shoemaker, Jr.	
		US- D437,151	02/06/2001	Gerstmar	
		US- D442,405	05/22/2001	Gerstmar	
		US- 4,434,467	02/28/1984	Scott	
		US- 5,495,338	02/27/1996	Gouriou et al.	
		US- 5,903,465	05/11/1999	Brown	
		US- 6,035,860	03/14/2000	Mombourquette	
		US- 6,065,969	05/23/2000	Rifkin et al.	
		US- 6,672,341	1/8/2004	Bartholomew et al.	
		US- D485,310	1/13/2004	Bartholomew et al.	

FOREIGN PATENT DOCUMENTS

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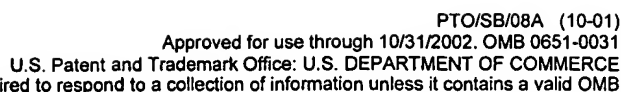
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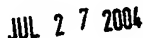
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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Application Number	10/716.317
Filing Date	11/18/2003
First Named Inventor	Julie Bartholomew
Art Unit	
Examiner Name	
Attorney Docket Number	026-017C2

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,860,015	01/14/1975	Tarro	
		US- 4,681,546	07/21/1987	Hart	
		US- 4,846,184	07/11/1989	Comment et al.	
		US- 4,909,632	03/20/1990	McFarlane	
		US- 5,537,211	07/16/1996	Dial	
		US- 5,562,643	10/08/1996	Johnson	
		US- 5,622,692	04/22/1997	Rigg et al.	
		US- 5,626,155	05/06/1997	Saute	
		US- 5,636,637	06/10/1997	Guiolet et al.	
		US- 5,692,291	12/02/1997	Deevi et al.	
		US- 5,771,524	06/30/1998	Woods et al.	
		US- 5,813,420	09/29/1998	Sussman	
		US- 5,931,166	09/03/1999	Weber et al.	
		US- 5,971,351	10/26/1999	Swaab	
		US- 5,972,322	10/26/1999	Rath et al.	
		US- 5,993,792	11/30/1999	Rath et al.	
		US- 4,351,591	9/28/1982	Stockett	
		US-			
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FOREIGN PATENT DOCUMENTS

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		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		DE 41 10 299 C1	02/1993	Erdtmann		
		EP 0 443 741 B1	08/1991	Klein		
		EP 0 446 512 B1	01/1995	MacFarlane		
		EP 0 682 236 B1	11/1995	Billmeyer et al.		
		EP 0 686 997 A2	12/1995	Matsushita Electric		
		JP 05-025020	02/1993			

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Sheet 1 of 1

Application Number	10/716,317
Filing Date	11/18/2003
First Named Inventor	Julie Bartholomew
Art Unit	
Examiner Name	
Attorney Docket Number	1026-017C2

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		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		JP 09-038045	02/1997			
		JP 09-133584	05/1997			
		JP 09-178560	07/1997			
		JP 10-339670	12/1998			
		JP 11-169231	06/1999			
		JP 11-218447	08/1999			

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Application Number	10/716,317
Filing Date	11/18/2003
First Named Inventor	Julie Bartholomew
Art Unit	
Examiner Name	
Attorney Docket Number	1026-017C2

Sheet 1 of 1

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		Number-Kind Code ² (if known)			
		US- 5,945,112	8/1999	Flynn et al.	
		US- 5,960,411	9/1999	Hartman et al.	
		US- 6,000,407	12/1999	Galazin	
		US- 6,002,488	12/1999	Berg et al.	
		US- 6,021,362	2/2000	Maggard et al.	
		US- 6,056,158	5/2000	Rosetti et al.	
		US- 6,198,536	3/2001	Baker	
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		JP 11-265443	09/1999			
		SU 1704759	01/1992			
		WO WO98/30189	07/1998			
		WO WO01/91600	12/2001			

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Sheet	1	of	1
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Application Number	10/716.317
Filing Date	11/18/2003
First Named Inventor	Julie Bartholomew
Art Unit	
Examiner Name	
Attorney Docket Number	1026-017C2

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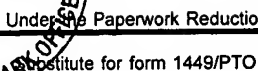
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY			
		JP 05-107115	04/1993			
		JP 05-233651	09/1993			
		JP 07-243908	09/1995			
		JP 07-270396	10/1995			
		JP 08-050125	02/1996			
		JP 08-280633	10/1996			

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Application Number	10/716.317
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First Named Inventor	Julie Bartholomew
Art Unit	
Examiner Name	
Attorney Docket Number	1026.017C2

U. S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

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		JP 11-265443	09/1999			
		SU 1704759	01/1992			
		WO WO98/30189	07/1998			
		WO WO01/91600	12/2001			
		EP 1093842	4/2001	Rodriquez		

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		Application Number	10/716,317
		Filing Date	11/18/2003
		First Named Inventor	Julie R. Bartholomew
		Group Art Unit	
		Examiner Name	
Sheet 1	of 0	Attorney Docket Number	1026-017C2

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Information from www.cosmetics.com/custblnd.htm	
		Evans, "An Introduction to Color", John Wiley & Sons, Inc, New York, 1948, pp. 87-90.	
		Wyszecki et al., "Color Science; Concepts and Methods, Quantitative Data and Formulae", 2nd Edition, A. Wiley Intescience Publication, p. 63.	
		Cheskin, L. "Color Guide for Marketing Media", The MacMillan Co., 1954, pp. 133-140.	
		Lovett, P.A., et al., "Measurement of the Skin Colour of Babies in Hospital," National Lighting Conference 1986, pp.140-154.	
		"The Shades of You; Your Color Palette," "Your New Image Through Color & Line", California Fashion Image, Crown Summit Books, 1981, pp. 1-3,17,21-29,97-105,111,112,120-127.	
		Shibatani, J., et al., "Measurements of Aging Effects of Facial Color Distribution and Applications," J. Soc. Cosmet. Chem. Japan, vol. 19 No. 1,1985, pp. 48-52.	
		Search Report dated 5.23.2003 (1026-017WO)	
		Copending Application 10/437,085, filed 5/13/2003 (1026.007c2)	
		Supplementary European Search Report dated April 6,2004 (1026.001EP)	
		Website at www.idexcorp.com/groups/fluidmgt.asp - "Fluid Management" pages 1-2 (accessed May 18, 2004)	

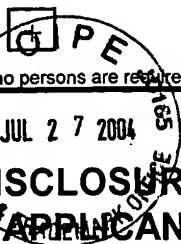
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Sheet 1 of 0

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Application Number	10/716,317
Filing Date	11/18/2003
First Named Inventor	Julie R. Bartholomew
Group Art Unit	
Examiner Name	
Attorney Docket Number	1012.017C2

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Website at www.reflect.com	
		Website at www.threecustom.com	
		Website at www.colorlab-cosmetics.com	
		Pamphlet of Jovan, "Express your individuality."	
		Website at www.immedia.it - "Coty Introduces Jovan Individuality" pages 1-3 (accessed June 8, 2001)	
		Website at www.cpcpkg.com	
		Copending Design Application 29/157,727, filed 03/22/2002 (1026-013)	
		Copending Patent Application 10/246,391, filed 9/18/2002 (1026-017)	
		Website at www.fast-fluid.com - "TiNTiA (hair dye dispenser)" page 2 (accessed May 18, 2004)	

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